# PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

Meeting Date:	February 2, 2021	[ x ] Consent [ ] Workshop	[ ] Regular [ ] Public Hearing
Department:	Facilities Development & Ope	erations	

#### I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to receive and file: Contingency Use Directive (CUD) Change Order No. 09 documenting charges against the contingency fund of the construction management (CM) contract with The Morganti Group, Inc. (R2017-0419) in the cumulative amount of \$192,280 for the Palm Tran South Expansion Project.

Summary: On March 12, 2019, the Board of County Commissioners (Board) approved Amendment No. 1 (R2019-0377) and Amendment No. 2 (R2019-0378) to the CM contract with The Morganti Group, Inc. Amendment No. 1 authorized the work for the addition of approximately 28,000 square feet of building space for offices, locker rooms, training center and ancillary support services; a new parking lot with 135 spaces; and a new bus lift at the existing maintenance building in the amount of \$22,527,000. Amendment No. 2 authorized the installation of a closed circuit television (CCTV) system, access control, fire alarm, audio/video (A/V) system, intercom system, tele-data and cable television system in the amount of \$1,683,000. CUD Change Order No. 09, requested by Palm Tran, includes the procurement and installation of a frameless glass wall system on levels 2 and 3 of the Palm Tran South facility in the amount of \$192,280. This change is funded from the project contingency fund resulting in a zero dollar change to the contract price and therefore, consistent with PPM CW-F-050, the CUD Change Order No. 09 was executed by the Director of the Facilities Development and Operations Department (FD&O). For transparency and for informational purposes, Staff is bringing CUD Change Order No. 09 to the Board as a receive and file item. Charges to the project contingency fund result in a zero-dollar change order and do not affect the Board approved contract price. In accordance with Policy and Procedures Manual (PPM) CW-O-043 this project is exempt from the Equal Business Opportunity (EBO) Ordinance as this project is partially funded from a combination of federal funds and Ad Valorem funds. (Capital Improvements Division) District 7 (LDC)

**Background & Justification:** The Construction Manager was selected on January 5, 2017 to provide construction management at risk services for the Palm Tran South Expansion Project. The changes requested by Palm Tran as part of CUD Change Order No. 9 address departmental operational needs in managing room scheduling and use.

**Attachments:** 

Change Order No. 09

Recommended by:	Som 1. agal Calles	1/24/21
·	Department Director	Date
Approved by:	Maken	1/25/2/
	County Administrator	Date

### II. FISCAL IMPACT ANALYSIS Fiscal Years 2021 2022 2023 2024 2025 Capital Expenditures <u>\$</u> **Operating Costs External Revenues** Program Income (County) In-Kind Match (County NET FISCAL IMPACT # ADDITIONAL FTE POSITIONS (Cumulative) Is Item Included in Current Budget: No Does this item include the use of federal funds? Yes B. Recommended Sources of Funds/Summary of Fiscal Impact: \*There is no fiscal impact for this item; this is a \$0 CUD Change Order. Funding for this project was from a previously approved Board Item (5E-2 dated March 12, 2019). C. Departmental Fiscal Review III. REVIEW COMMENTS: A. OFMB Fiscal and/or Contract Development and Control Comments: **OFMB** Legal Sufficiency: Assistant County Attorney C. Other Department Review:

This summary is not to be used as a basis for payment.

Department Director

#### **CHANGE ORDER BRIEF** PALM TRAN SOUTH EXPANSION PROJECT NO. 13202 **AUGUST 26, 2020**

R2017-0419

	Prime Contractor	The Morganti Group, Inc.
	Change Order No	09
	Change Order Amount	
	Changed Contract Time	e 0 calendar days
Description of Constru	ction Change Proposals (	(CCPs):
1. CCP #051:	Reduce Construction C	ameless glass wall system on level's 2 & 3\$192,280.00 ontingency by
Reason for Change and	l Code:	
1. CCP#051: (O)		This was originally planned for a county vendor to perform federal funding and they couldn't meet the Buy America
Reason-for-change coo	les	
D = Differing Site C E = Errors/Omission O = Owner-Initiated	s in Design	R = Request by another Agency/Outside Party X = Other (Specify: ) Z = Zoning/Code/Ordinance Change

Estimated premium value of errors/omissions for this change order: \$0.00

SUBMITTED:

Jim Daley, Project Manager Capital Improvements Division

Date 8/26/20

Form Rev 10/29/19

Q = Quantity Adjustments

## CHANGE ORDER HISTORY PALM TRAN SOUTH EXPANSION PROJECT #13202

CO#	Description	Date Approved	Amount Approved by Director	Amount Approved by CRC	Amount Approved by BCC	Days Approved by Director	Days Approved by CRC	Days Approved by BCC
1	CCP #1 - Remove and replace two deceased Mahogony tree (reduce construction contingency by \$2,300.00)	6/7/2019	\$0.00			0		
2	CCP #2, 3, 6, 8, 9 & 10 (Reduce construction contingency by \$40,684.75)	2/2/2020	\$0.00			0		
3	CCP #11, 12, 13 & 16 (Reduce construction contingency by \$19,707.50)	2/2/2020	\$0.00			0		
4	CCP #05 (Reduce construction contingency by \$49,881.44)	2/26/2020		\$0.00			36	
5	CCP #30 - Scope of work deleted from Amendment #2 to be added to Amendment #1 which includes labor and materials for the installation of CCTV, Access Control, Fire Alarm, AVV System, Intercom System, Tele-Data and CATV system. CCP #32 - Termination Agreement for Amendment #2 termination remaining scope (\$274,215).	3/10/2020			-\$1,683,000.00		0	
67	CCP #31 Add scope of work to Amendment #1 to include labor and materials for the installation of CCTV, Access Control, Fire Alarm, A/V System, Intercom System, Tele-Data and CATV system.  CCP #17R, 19 & 23 (Reduce construction	3/10/2020 8/12/2020	\$0.00		\$1,408,785.00	0	0	
	contingency by \$38,009.10)  CCP #25 & 26 (Reduce construction contingency	6/12/2020	φυ.υυ			U		
8	by \$21,266.55)  CCP #51 (Reduce construction contingency by	8/26/2020	\$0.00		***************************************	0		
9	\$192,280)	Pending	\$0.00			0		
		Totals	\$0.00		-\$274,215.00	0	36	0
				OLLARS TO			TOTAL DAYS DATE	
			\$0	.00		3	16	

ORIGINAL CONTRACT PRICE AMENDMENTS #1 & 2 PREVIOUS CHANGE ORDERS (1 - 8) THIS CHANGE ORDER (9) ADJUSTED CONTRACT PRICE \$35,000.00 \$24,210,000.00 -\$274,215.00 \$0.00 \$23,970,785.00

# PALM BEACH COUNTY FACILITIES DEVELOPMENT & OPERATIONS DEPARTMENT CONTINGENCY USE DIRECTIVE

## AUTHORIZATION TO ADJUST THE CONTRACTOR'S CONTINGENCY WITHIN THE GUARANTEED MAXIMUM PRICE (GMP)

Project No:13202					
Project N	Vame:	Palm Tran Sou	nth Expansion	CUD NO.	07
			items to adjust the Contract (IP). This action does not ch		
Item	RFI#	Descrip	tion of Adjustments to the Contin	ngency	Value
1		CO #9 (CCP #	051)		(\$192,280.00)
******************************					
			Total all items	for this CUD	(\$192,280.00)
Original C Previous C Balance be THIS CUI Balance A	CUD's (CU fore this ( O (#7)	TD #1-6) CUD		•	\$1,123,472.00 (\$171,849.79) \$951,622.21 (\$192,280.00) \$759,342.21
settlement of and time asso the above sta- claims for or resulting from modification the above st	, and releases ociated, direct ted modifica numulative do n, caused by (s) and inclu- ated modificants, a cardinal cl	acknowledges final, all claims for costs aly or indirectly, with tion(s), including all elays or disruptions, or incident to such ding any claims that ation constitutes, in tange to the contract cepted:		2633 Vist West Paln By:	
The Morga 1450 Cent West Palm	anti Group repark Dri	ve	ARCHITECT: Colome & Associates, Inc. 530 24 <sup>th</sup> Street West Palm Beach, FL 33407	Date: By: DirCapit	tal Improvements Division
By:	Pe: JOEL	SPIELE	By:	Date:By:	10.28. w Dagni ly light falls
Date: _ 9	158/5	core	Date: 10/7/2020	Date:	1/12/20

# PALM BEACH COUNTY FACILITIES DEVELOPMENT & OPERATIONS DEPARTMENT CONTINGENCY USE DIRECTIVE

## AUTHORIZATION TO ADJUST THE CONTRACTOR'S CONTINGENCY WITHIN THE GUARANTEED MAXIMUM PRICE (GMP)

Project No: 13202		13202				
Project N	Name:	Palm Tran Sou	uth Expansion	C	UD NO.	07
			items to adjust the Contra (IP). This action does not o			
Item	RFI#	Descrip	tion of Adjustments to the Con		Value	
1		CO #9 (CCP #	051)			(\$192,280.00)
			Total all iten	ns for th	nis CUD	(\$192,280.00)
Original C Previous C Balance be THIS CUI Balance A	CUD's (CU efore this ( O (#7)	JD #1-6) CUD				\$1,123,472.00 (\$171,849.79) \$951,622.21 (\$192,280.00) \$759,342.21
settlement of and time asso the above sta- claims for coresulting from modifications the above st	, and release ociated, direct the modification mulative dom, caused by (s) and inclusted modificated modificated a cardinal c	acknowledges final s, all claims for costs tly or indirectly, with tion(s), including all elays or disruptions, or incident to such ding any claims that ration constitutes, in hange to the contract cepted:			Capital In 2633 Vist West Palr By:	ch County Inprovements Division/FD&O Ia Parkway In Beach, FL 33411-5604  Project Manager
CONSTRU The Morga 1450 Cent West Palm	anti Grou <del>p</del> repark Dri	ve	ARCHITECT: Colome & Associates, Inc. 530 24 <sup>th</sup> Street West Palm Beach, FL 33407		Date:	tal Improvements Division
By:	Mp e: JOE	SPECE	By:	, a	Date:	30-28-20 Barni C. aga-lálla Byrnty Dulchayes
Date: _ 9	Print Name: JOEL SPECE  Date: 9/28/2020		Date: 10/7/2020		Date:	11/12/20

# PALM BEACH COUNTY FACILITIES DEVELOPMENT & OPERATIONS DEPARTMENT CONTINGENCY USE DIRECTIVE

## AUTHORIZATION TO ADJUST THE CONTRACTOR'S CONTINGENCY WITHIN THE GUARANTEED MAXIMUM PRICE (GMP)

Project 1	No:	13202				
Project 1	Name:	Palm Tran So	uth Expansion	CUD NO.	07	
			items to adjust the Contra IP). This action does not			
Item	RFI#	Descrip	otion of Adjustments to the Cor	ntingency	Value	]
1		CO #9 (CCP #	051)		(\$192,280.00)	
			Total all iter	ms for this CUD	(\$192,280.00)	
Previous (Balance b THIS CUI Balance A	CUD's (CU efore this ( D (#7) After THIS	CUD			\$1,123,472.00 (\$171,849.79) \$951,622.21 (\$192,280.00) \$759,342.21	
settlement of and time asso the above str claims for or resulting fro modification the above st	f, and release octated, direct ated modificated modificate or m, caused by a lost and inclustated modificated actual of the cardinal of the control of the cardinal of the cardinal of the cardinal of the control of the cardinal	acknowledges final s, all claims for costs thy or indirectly, with ation(s), including all lelays or disruptions y, or incident to such dding any claims that cation constitutes, in thange to the contract.		Capital In 2633 Vist	ch County aprovements Division/FD&O a Parkway n Beach, FL 33411-5604 Project Manager	
	anti Group trepark Dri	ive	ARCHITECT: Colome & Associates, Inc. 530 24 <sup>th</sup> Street West Palm Beach, FL 33407	Date: By: DirCapi	16 - 16 - 20 tal Improvements Division	d_
By:	Mp ne: Joëc	SIECE	By:	Date:By:	10.28.20 Danie, Chizaly Express Distorte	
Date: 9	128/2	rece	Date: 10/7/202	Date:	1/02/20	

#### CONTINGENCY USE DIRECTIVE JUSTIFICATION

#### PALM TRAN SOUTH EXPANSION PROJECT NO. 13202 8/27/20

Construction Manager	The Morganti Group, Inc.
Contingency Use Directive	No07
Contingency Use Directive	Amount (\$192,280.00)
Description of Contingency Use:	
This CUD will authorize the CM to utilize	\$192,280.00 from the contingency fund for change order #09.
Explanation and Reason-for-Use:	
county vendor but since this is now a federa	frameless glass wall system. Originally this system was for a ally funded project, that vendor could not meet the Buy m meets that requirement therefore it was added to
Work included in the Construction Doo  An overage/underage on a subcontract  Overtime costs to improve the schedule  Field issues/conditions not anticipated  To reconcile Sales Tax Recovery	
	SUBMITTED:  Project Manager Name Date Project Manager, Capital Improvements Division

#### August 5, 2020

Mr. Jim Daley Facilities Development & Operations Department Palm Beach County Capital Improvements Division 2633 Vista Parkway West Palm Beach, Florida 33411

Ra٠

PBC Palm Tran South Expansion

PBC Project No. 13202

CCP No. 51.

Dear Mr. Daley:

Colome' & Associates, Inc., architect has reviewed The Morganti Group request for approval of Construction Change Proposal No. 51 for work described with in Field Bulletin No. 12 for the above referenced project.

We have determined to the best of our ability that the added amount of one hundred ninety-two thousand two hundred eighty (\$192,280.00) dollars meets the industry's standards for the scope of work specified per Field Bulletins 12.

There are no days of time extension to the contract associated with CCP No. 12.

If you should have any questions, please do not hesitate to contact me.

Sincerely

Joe O. Colome' Senior Project Manager

CC: Elizabeth Colome'

Colomé & Associates, Inc.

Flarido Vogistration Adolftosty

Architecture - Planning - Interiors

550 24th Street c West Palm Beach, Rotida 33407 a Telephone (561) 833-9147 c Facsimile: (561) 833-9356 c E-mail: colome@colome-archinet

	PALM BEACH COUNTY	
	CHANGE ORDER	
ISSUED TO: The Morganti Group, Inc.	CHANGE ORDER NO	).: 09
1450 Centrepark Drive West Palm Beach, FL 334		1
PROJECT: Palm Tran South Expansion	REFERENCE CCP NO n RESOLUTION NO.:	D.: 051 R2017-0419
PROJECT NO. 13202		R2019-0377 (Amendment #1) R2019-0378 (Amendment #2)
	DISTRICT NO.:	7
The completion date, contract price, and all t by this and previous Change Orders, if any, s	erms, covenants, and conditions of the above re shall remain in full force and effect.	elerenced contract, except as duly modified
Reduce Constru	tall a frameless glass wall system on level's ction Contingency by	(\$192,280.00)
CONTRACT PRICE	COMPLETION DATE	
Previous CO # 1 through 8.  This Change Order No. 9:	\$35,000.00 Contract Completion Date wi \$24,210,000.00 Contract Notice to Proceed D \$274,215.00 Contract Substantial Complet \$0.00 ADJUSTED Substantial Complet \$23,970,785.00	ion Date: 01/21/21
CONTRACTOR  Execution of this change order acknowledges final settlement of, and releases, all claims for costs and time associated, directly or indirectly, with the above stated modification(s), including all claims for cumulative delays or disruptions resulting from, caused by, or incident to such modifications(s), and including any claim that the above stated modification(s) constitutes, in whole or part, a cardinal change to the contract. The above changes are accepted:  The Morganti Group, Inc.  Contractor  By:  Print Name:  Title:  Title:	The above changes are recommended for approval by the Owner:  Colome & Associates, Inc. Design Professional  By:	PALM BEACH COUNTY Recommended By:  By:  Facilities Systems  Title: Project Manager  Date:  By:  Title: Director, CID  Date:  Approved By:  By:  Title: Director, FD&O  Date:

#### THE MORGANTI GROUP, INC. CHANGE ORDER SUMMARY PALM TRAN SOUTH EXPANSION

# CCP# 051 Description Frameless Glass Wall System Changing Document

Bid Package	Bid Package Description	MGI Quantity	Units	MGi Unit Cost	Estimated MGI Cost	Remarks
	I.B. Glazing - Provide & Install Frameless	1	LS		\$ 192,280.00	
	Glass Wall System				\$ -	
					\$ -	
					\$ -	
	SUB TOTAL - SUB PROPOSALS				\$ 192,280.00	
	Morganti Management Services		+ +			
	Bond Increase			0.90%	\$ -	\$0 for contingency use
	General Liability Insurance			1.10%	\$ -	\$0 for contingency use
	Builder's Risk Insurance			0.70%	\$ -	\$0 for contingency use
	SUB TOTAL - INSURANCE/BONDS				\$ •	
	Morganti OH&P			5.00%	\$	\$0 for contingency use
	TOTAL CHANGE ORDER COST				\$ 192,280.00	



## I.B.GLAZING INC

### **GLAZING CONTRACTOR**

Fax (954) 956-0222

Proposal Submitted To:

MORGANTI GROUP, INC 1450 Centrepark Blvd., Suite 260 West Palm Beach, FL 33401

### PROPOSAL/CONTRACT

Designat Logaritan	Data	Fire Data	Project Name	
Project Location	Date	Exp. Date		
West Palm	6/9/2020	7/10/2020	Palm Tran South - Interior Frameless Glas	
			Tota	
Palm '	Tran South - I	nterior FRAM	ELESS Glass Wall System	
		CR LAUREN	NCE	
		SATIN ANOI	DIZE	
	1/2" CLEAR 7		'H POLISH EDGES	
		SECOND FLO		
			8' DOOR 2 EQ.SIDELITE	
ROOM 224,22	<b>5,226,227, (4)</b> 1		TH 3' X 8' DOOR 2 EQ.SIDELITE	
200		(6) 3' X 8		
	` '		X 8' DOOR 1.SIDELITE	
			' X 8' DOOR 8 EQ.SIDELITE	
	• •		X 8' DOOR 2 EQ.SIDELITE	
	` '		X 8' DOOR 1.SIDELITE K 8' DOOR 3 EQ.SIDELITE	
			X 8' DOOR 3 EQ.SIDELITE	
ROOM	210 (1) 12 9 7	THIRD FLO		
ROOM 320.32	2 324 326 327		) 12'0" X 8' WITH 3' X 8' DOOR 2	
1001110,000	_,0_ 1,0_0,0_ 1,	EQ.SIDELI		
ROO	M 332 (1) 5'4"	_	X 8' DOOR 1.SIDELITE	
	• •		8' DOOR 2 EQ. SIDELITE	
			3' X 8' DOOR 8 EQ.SIDELITE	
			' X 8' DOOR 1.SIDELITE	
ROOM	313 (1) 10'9" ∑	8' WITH 3' X	K 8' DOOR 2 EQ.SIDELITE	
	<b>ROOM 313</b>	(1) 4'4" X 8' W	/ITH 1.SIDELITE	

COMPLETE SUPPLY AND INSTALL...192,280.00

Sign and Return

Page 1

ROOM 314 (1) 5'4" X 8' WITH 3' X 8' DOOR 1.SIDELITE

2182 NW 18th Ave Pompano, Bch.Fla.33069

anthony@ibglazing.com



## I.B.GLAZING INC

### **GLAZING CONTRACTOR**

Fax (954) 956-0222

Proposal Submitted To:

MORGANTI GROUP, INC 1450 Centrepark Blvd., Suite 260 West Palm Beach, FL 33401

### PROPOSAL/CONTRACT

Project Location	Date	Exp. Date	Project Name		
West Palm	6/9/2020	7/10/2020	Palm Tran South - Interior Frameless Glas		
		Description		Total	
DOOR HARDW LADDER P	ROOM 318 (1) ARE LOCKE PULL HANDL E: INSTALLA	8'0" X 8' WIT (8) 3' X 8 NG, PATCH F E WITH OVE 1' U-CHANN	TITTING TOP AND BOTTOM 4'-0" RHEAD CONCEAL CLOSER NEL KING, SHOP DRAWINGS. S DAYS		
			Glass & Channel	58,254.00	
			Door Hardware	43,824.00	
			U-Channel	10,200.00	
			Shop Drawings	12,200.00	

All material is guaranteed to be as specified. All work to be completed in a workman like manner according to standard practices. Alterations or deviations from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry necessary insurance. PAYMENT: 50% DEPOSIT, BALANCE DUE UPON COMPLETION, As stated ACCEPTANCE OF PROPOSAL TO A CONTRACT - The above Prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

COMPLETE SUPPLY AND INSTALL...192,280.00

Install Labor

Markup

8,713.00 43,200.00

15,889.00

e 2

anthony@ibglazing.com

2182 NW 18th Ave Pompano, Bch.Fla.33069

Sign and Return

#### **Buy America Certification**

Certification requirement for procurement of steel, iron, or manufactured products

INSTRUCTIONS: Bidders and offerors must complete the applicable Buy America Certification listed below. Bidders and offerors must certify either compliance or non-compliance, but not both. This certification must be submitted with the Bidder's or offeror's solicitation response the response to be considered responsive. Bidders and offerors will not be permitted to change a certification of compliance to one of non-compliance after the response due date.

#### Certificate of Compliance with Buy America Requirements

The bidder or offeror hereby certifies that it will comply with th 5323(j)(1) and the applicable regulations in 49 CFR Part 661.	e requirements of 49 U.S.C.
Date: 6-23-2620	
Signature:	
Company: Trulite	
Name of Authorized Agent: Benjamin Strong	
Title: Envision Markyer	



#### OFFICE OF ECONOMIC AND SMALL BUSINESS DEVELOPMENT

Governmental Center Annex

115 S. Andrews Avenue, Room A680 • Fort Lauderdale, Florida 33301 954-357-6400 • FAX 954-357-5674 • TTY 954-357-5664

June 22, 2020

Mr. Anthony Blowe I.B. GLAZING, INC. 2182 NW 18<sup>th</sup> Avenue, Suite 10 Pompano Beach, FL 33069

ANNIVERSARY DATE - Annually, on July 2nd

Dear Mr. Blowe:

Broward County is pleased to announce I. B. Glazing, Inc. has renewed its certification as a Disadvantaged Business Enterprise [DBE] in Florida, under a Unified Certification Program [UCP] in accordance with 49 CFR, PART 26.

DBE certification continues from your anniversary date, but is contingent upon I. B. Glazing, Inc. renewing its eligibility annually through this office, Office of Economic and Small Business Development (OESBD). OESBD will notify you in advance of your obligation to provide continuing eligibility documents; however, ensuring continued certification is your responsibility. Failure to continue your eligibility will result in immediate action to decertify I. B. Glazing, Inc. as a DBE.

As long as I. B. Glazing, Inc. is listed in the DBE Directory, it is considered DBE Certified by all Florida UCP Members.

DBE Certification is subject to actions by governmental agencies impacting the disadvantaged status of I. B. Glazing, Inc.

I. B. Glazing, Inc. will be listed in Florida's UCP DBE Directory which can be accessed via the internet, at:

https://fdotxwp02.dot.state.fl.us/EqualOpportunityOfficeBusinessDirectory/CustomSearch

DBE certification is NOT a guarantee of work, but enables I. B. Glazing, Inc. to compete for, and perform, contract work on all USDOT Federal Aid (FAA, FTA and FHWA) projects in Florida as a DBE contractor, sub-contractor, consultant, and sub-consultant or material supplier.

If, at any time, there is a material change in I. B. Glazing, Inc., including, but not limited to, ownership, officers, directors, scope of work being performed, daily operations, affiliations with other businesses or individuals or physical location of I. B. Glazing, Inc., you must notify OESBD, in writing, without delay. Notification should include supporting documentation. You will receive acknowledgement and confirmation of continued eligibility, if applicable after notification of changes.

I. B. Glazing, Inc. may compete for, and perform work on all USDOT Federal Aid projects throughout Florida, receiving DBE credit for work performed in the following area:

#### NAICS CODE: 238150 Glass and Glazing Contractors

Please feel free to contact OESBD for any questions or concerns pertaining to your DBE certification. Our telephone number is (954) 357-6400; our fax number is (954) 357-5674.

Sincerely,

Sandy-Michael McDonald, Director

Office of Economic and Small Business Development